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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215157
Party	Defendant J.C. Newman Cigar Company
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Submission	Motion to Amend Application
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Atty. Docket No.: 60677-555319

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

TWINKLE, INC.,
TOBACCO MARKETERS NA LLC, and
A & T TOBACCO IMPORTS INC.,

Opposers,

V.

J.C. NEWMAN CIGAR COMPANY,

Applicant.

Opposition No.: 91/215,157
Appln. Serial No. 85/949,125
Mark: BLACK DIAMOND

**REQUEST FOR AMENDMENT OF APPLICATION AND
SUSPENSION OF OPPOSITION, WITH CONSENT**

Applicant, J.C. Newman Cigar Company, requests an amendment, with the consent of Opposer to the identification of goods in connection with the application for BLACK DIAMOND, U.S. Appln. Serial No. 85/949,125 to read as follows:

--Cigars, not including filtered cigars, small cigars and/or little cigars, in International Class 34.--.

The proposed amendment restricts the goods from the existing identification of goods and is therefore proper, without republication, pursuant to TMEP §1505.02(a).

The amendment is requested with the consent of Opposer and is pursuant to a settlement agreement between the parties to the above *inter partes* proceeding. The request for amendment is governed by 37 C.F.R. §2.133(a) and is properly filed with the Board. *See also* TBMP §514.01.

The parties also move jointly to suspend the proceeding pending review of the proposed amendment.

Respectfully submitted,

J.C. NEWMAN CIGAR COMPANY

Date: November 20, 2014

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TWINKLE, INC., TOBACCO
MARKETERS NA LLC, and
A & T TOBACCO IMPORTS INC.

Date: November 20, 2014

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